ESTTA Tracking number:

ESTTA758797

Filing date:

07/18/2016

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Applicant: Mohawk Carpet Distribution, Inc.

Application Serial Number: 86709722 Application Filing Date: 07/30/2015

Mark: **SMARTSTRAND FOREVER CLEAN WITH ALL** 

PET TECHNOLOGY

Date of Publication 07/12/2016

## First 90 Day Request for Extension of Time to Oppose for Good Cause

Pursuant to 37 C.F.R. Section 2.102, Beaulieu Group LLC, 1502 Coronet Drive, Dalton, GA 30722, UNITED STATES, a Limited Liability Company, organized under the laws of Georgia, respectfully requests that it be granted a 90-day extension of time to file a notice of opposition against the above-identified mark for cause shown.

Potential opposer believes that good cause is established for this request by:

Beaulieu Group is currently litigating a trademark infringement dispute against Mohawk Carpet regarding its SMARTSTRAND FOREVER CLEAN trademark in federal court. The parties are currently scheduled to have a settlement conference in that case in the near future, and dispositive motions in that case are due in mid-September. It is therefore probable that the case will be resolved, or the issues narrowed, within the 90 day extension Beaulieu has requested. Given that the federal case may implicate issues in Beaulieu's opposition, Beaulieu respectfully submits that good cause is present to extend the opposition period by 90 days.

The time within which to file a notice of opposition is set to expire on 08/11/2016. Beaulieu Group LLC respectfully requests that the time period within which to file an opposition be extended until 11/09/2016. Respectfully submitted,

/Amanda L. DeFord/

07/18/2016

Amanda L. DeFord

McGuireWoods LLP

800 East Canal StreetGateway Plaza

Richmond, VA 23185

**UNITED STATES** 

adeford@mcguirewoods.com, bnewberg@mcguirewoods.com, chagan@mcguirewoods.com, lwheatley@mcquirewoods.com, trademarks@mcquirewoods.com

804-775-7877